

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

PATRICK LONGLEY, Plaintiff	:	CIVIL ACTION NO.
	:	04-12548 (MLW)
V.	:	
BUCHANAN MARINE LP, Defendant	:	JANUARY 12, 2006

**MOTION TO DISMISS**

Pursuant to Federal Rule of Civil Procedure 12(b), defendant Buchanan Marine, LP, hereby moves to dismiss this action for lack of personal jurisdiction and *forum non conveniens*. The motion should be granted because: (1) the District Court lacks personal jurisdiction over Buchanan Marine, LP because it is a Delaware limited partnership which did not transact business in the Commonwealth of Massachusetts and the alleged incident occurred on a New York vessel in the navigable waters of New York; and (2) Massachusetts is an improper venue for the trial of this matter. A Memorandum of Law with supporting exhibits are attached hereto and made a part hereof.

**WHEREFORE**, defendant respectfully requests that the above-referenced matter be dismissed.

RESPECTFULLY SUBMITTED FOR THE  
DEFENDANT, BUCHANAN MARINE LP,  
BY ITS ATTORNEY

By                     /s/                      
Kevin M. Roche, BBO 551190  
HALLORAN & SAGE LLP  
One Goodwin Square  
225 Asylum Street  
Hartford, CT 06103  
(860) 522-6103  
Email: [roche@halloran-sage.com](mailto:roche@halloran-sage.com)

## CERTIFICATION

This is to certify that on this 12<sup>th</sup> day of January 2006, the foregoing was e-filed to:

Carolyn M. Latti, Esquire  
David F. Anderson, Esquire  
Latti & Anderson LLP  
30-31 Union Wharf  
Boston, MA 02109

/s/  
\_\_\_\_\_  
Kevin M. Roche

778057\_1.DOC